

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

IN RE:	§
SKYPORT GLOBAL	§
COMMUNICATIONS, INC.,	§
Debtor	§
JOANNE SCHERMERHORN, ET AL.,	§
Plaintiffs/Appellants	§
	CIVIL ACTION NO. _____
v.	§
CENTURYTEL, INC. (A/K/A	§ (Appeal in Bankruptcy Case No.
CENTURYLINK), ET AL.,	§ 08-36737-H4-11 and Adversary No.
Defendants/Appellees	§ 10-03150 and Adversary No. 10-03225)
	§ (CONSOLIDATED UNDER
	§ ADVERSARY NO. 10-03150)
SKYPORT GLOBAL	§
COMMUNICATIONS, INC., ET AL.,	§
Plaintiffs/Appellees	§
v.	§
JOANNE SCHERMERHORN, ET AL.,	§
Defendants/Appellants	§

**NOTICE OF APPEAL TO  
THE UNITED STATES DISTRICT COURT**

Joanne Schermerhorn, John K. Waymire, Chet Gutowsky, John Llewellyn, Joseph A. Lopez, Robert Foote, BLF Partners Ltd., ECAL Partners, Ltd., Whizkid Venture, LLC, Bella Krieger, Martin Pollack, George Metcalf, Gloster Holdings, LLC, Melvyn Reiser, Barry Klein, Cheskel Kahan, John A. Rees, Brian W. Harle, Michael Stein, Lawrence Solomon, Tracy Elstein & David Togut, Jason Charles Togut Trust, BMT Grantor Trust, Lynn Joyce Elstein Trust, Charles Stack, Joseph Baker, Movada, Ltd, Puddy, Ltd, Draco Capital, Inc., Edward Pascal, Robert Mendel, Stanley Beraznik, Don Bui, Ben Ariano, 3791068 Canada, Inc., Peter Taylor, John E. Panneton, Wayne C. Fox, David Currie, Byron Messier, Darshan Khurana, Mateo Novelli, Diya Al-Sarraj, Sequoia Aggressive Growth Fund, Ltd., Sequoia Diversified Growth Fund, Rig III Fund, Ltd., Aran Asset Management SA, Semper Gestion SA and Eosphoros Asset Management, Inc., the plaintiffs in consolidated Adversary No. 10-03150, appeal to the United States District Court for the Southern District of Texas under 28 U.S.C. § 158(a) from the following judgments, orders, or decrees of the bankruptcy judge:

## PART I

- A. Order Regarding Reasonableness of Hoover Slovacek, LLP Fees (Doc. 132) and Continuance of Hearing on Motion for Additional Sanctions (Doc. 104); Order entered on August 12, 2010 (Dkt. 158)
- B. Order Directing the Joanne Schermerhorn et al to Pay \$17,800.29 to Hoover Slovacek LLP by October 31, 2010; Order entered on November 1, 2010 (Dkt. 233)
- C. Order Awarding Additional Sanctions Against Joanne Schermerhorn et al ; Order entered November 9, 2010 (Dkt. 242)
- D. Order Holding Joanne Schermerhorn et al in Contempt of the June 10, 2010 Preliminary Injunction; Order entered November 9, 2010 (Dkt. 243)
- E. Order Disposing of Docket Items 227 and 229; Order entered December 7, 2010 (Dkt. 261)
- F. Second Order Holding Joanne Schermerhorn et al in Contempt of the June 10, 2010 Preliminary Injunction; Order entered December 22, 2010 (Dkt. 267)
- G. Memorandum Opinion [Order at H]; entered March 31, 2011 (Dkt. 299)
- H. Order relating to: 1) Notice of Filing of Redacted Fee Statements of McKool Smith P.C.; 2) Plaintiffs' Certification/Amended Certification on Reasonableness of Fees Submitted by McKool Smith P.C.; and 3) Defendants' Motion for Additional Sanctions; Order entered March 31, 2010 (Dkt. 300)

## PART II

- I. Order Denying in Part and Continuing in Part Defendant Wilson Vukelich's Motion to Dismiss; Order entered January 13, 2011 (Dkt. 273)
- J. Order [on Motion to Dismiss Adversary Proceeding]; Order entered March 31, 2011 (Dkt. 297)
- K. Order [Docket No. 293] entered March 31, 2011 (Dkt. 298)

The names of all parties to the judgment, order, or decree appealed from and the names, addresses, and telephone numbers of their respective attorneys are as follows:

### Parties

#### Plaintiffs-Appellants

Joanne Schermerhorn, John K. Waymire, Chet Gutowsky, John Llewellyn, Joseph A. Lopez, Robert Foote, BLF Partners Ltd., ECAL Partners, Ltd., Whizkid Venture, LLC, Bella Krieger, Martin Pollack, George Metcalf, Gloster Holdings, LLC, Melvyn Reiser, Barry Klein, Cheskel Kahan, John A. Rees, Brian W. Harle, Michael Stein, Lawrence Solomon, Tracy Elstein & David Togut,

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## PART I

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**PART II**

Defendant-Respondent  
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DATED this 14<sup>th</sup> day of April, 2011.

Respectfully submitted,

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ATTORNEYS FOR PLAINTIFFS

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing document is being served on the 14<sup>th</sup> day of April, 2011, on all of the following parties via regular first class mail, postage prepaid. Those ECF users registered in this case will receive electronic notice on April 14, 2011.

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